



11-21-02

#5 DAC/8

(S)

## IN THE UNITED STATES PATENT &amp; TRADEMARK OFFICE

In re Application of:  
Daniel T. Colbert, et al.

For:

METHOD FOR FORMING AN ARRAY OF  
SINGLE-WALL CARBON NANOTUBES  
AND COMPOSITIONS THEREOF

Atty Dkt: 11321-P011C1D3

§ Serial No: 10/038,204  
§  
§ Filing date: December 21, 2001  
§  
§  
§ Group Art Unit: 2881  
§  
§ Examiner: Jack I. Berman  
§ 703.308.4849  
§  
§

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Commissioner for Patents  
Washington, D.C. 20231

CERTIFICATE OF MAILING 37 CFR 1.10	
"EXPRESS MAIL" MAILING LABEL Number: EV013522898US	
Pursuant to 37 C.F.R. § 1.10, I hereby certify that I am personally depositing this paper or fee with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above in a sealed envelope (a) having the above-numbered Express Mail label and sufficient postage affixed, and (b) addressed to the Commissioner for Patents, Washington, D.C. 20231.	
<u>20-Nov-2002</u>	<u>Hugh R. Kress</u>
Date	Signature
<u>Hugh R. Kress</u>	
Printed Name	

**ITEMIZATION AND SUBMISSION OF DEFICIENCY PAYMENT  
UNDER 37 C.F.R. § 1.28**

Sir:

Submitted herewith is a deficiency payment for the above-referenced application, itemized as follows:

TYPE OF FEE	AMOUNT PAID	DATE PAID	CURRENT NON-SMALL ENTITY FEE AMOUNT	DEFICIENCY AMOUNT OWED
Filing fee for this application, S.N. 10/038,204	\$ 871.00	12/21/2001	\$ 1742.00	\$ 871.00
TOTAL DEFICIENCY AMOUNT OWED:				\$ 871.00

In connection with this particular patent application, the circumstances are such that the Assignee is uncertain whether it continues to be entitled to small entity status under 37 C.F.R.

IN RE: APPLICATION S.N. 10/038,204  
ITEMIZATION AND SUBMISSION OF DEFICIENCY PAYMENT

§ 1.27, the Assignee having been certain of its small entity status in connection with this application until at least May, 1999. In view of Assignee's uncertainty in this regard, and in an abundance of caution, the Assignee hereby withdraws its designation of small entity status for this particular patent application and, accordingly submits this deficiency payment.

Nothing in this submission shall be construed as an assertion or admission of waiver or loss of small entity status as to any other application presently assigned to the Assignee or to be assigned to Assignee in the future.

A check in the amount of \$871.00 is enclosed. If the payment is missing or insufficient in amount, or if any other fees are determined to be due, the Assistant Commissioner, Commissioner, and/or the Director of the U.S. Patent & Trademark Office is/are hereby authorized to charge any fees or credit any overpayments to Winstead Sechrest & Minick Deposit Account No. 23-2426, referencing matter 11321-P011C1D3.

Respectfully submitted,

Date: 20-NOV-2002

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# Transaction List

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01/11/2002	EFLORES	65	SALE	203	A	333.00	10038204	
01/11/2002	EFLORES	64	SALE	202	A	168.00	10038204	
01/11/2002	EFLORES	63	SALE	201	A	370.00	10038204	

 OK

Adjustment Detail

Authorization Detail

 Print Screen

Adjustment date: 11/22/2002 AWONDAF1  
01/11/2002 EFLORES 00000033 10038204  
01 FC:201 -370.00 OP  
02 FC:202 -168.00 OP  
03 FC:203 -333.00 OP

11/22/2002 AWONDAF1 00000040 10038204

01 FC:1001 740.00 OP  
02 FC:1201 336.00 OP  
03 FC:1202 666.00 OP